

finement of deserters from the Confederate States Army with report of Committee recommending its indefinite postponement. Read 2nd time and report adopted.

A bill to amend 1st and 2nd sections of an act to incorporate Rusk Iron Company. Read 1st time. Rule suspended. Read 2nd time and passed to 3rd reading. Rule suspended. Read 3rd time and passed on call of yeas and nays by constitutional majority, Mr. Peck voting nay.

A bill to incorporate the Cherokee Furnace Company. Read 1st time. Rule suspended. Read 2nd time and passed to 3rd reading. Rule suspended. Read 3rd time and passed by constitutional majority, Mr. Cooley voting nay.

Mr. Burney offered the following resolution: *Resolved*, That the Committee on State Affairs be requested to take into consideration the necessity of so altering or increasing the appropriations made for the support of the Deaf and Dumb, Blind, and Lunatic Asylums as to insure their maintenance until the next meeting of the Legislature and report by bill or otherwise. Adopted.

Mr. Dickson offered the following: *Resolved*, That the Committee on State Affairs inquire as to the necessity of continuing the Military Board and report by bill or otherwise. Adopted.

The Senate then adjourned until 8 o'clock A.M. tomorrow.

Saturday, May 21, 1864

8 o'clock A.M.

Senate met. Prayer by the Chaplain. Roll called, quorum present. The Journal of the preceding day was read and adopted.

Mr. Guinn presented the petition of Lydia Davis for divorce. Referred to Judiciary Committee.

Mr. Lea, Chairman of Finance Committee, made the following report:

To the Honorable F. S. Stockdale, President of the Senate:

The Committee on Finance, to which was referred a petition of Honorable S. Terry, Chief Justice of Tarrant County, has considered the subject, and now reports the petition with a request to be discharged from its further consideration.

The petition suggests, in substance, that the State should give its treasury warrants for Confederate money

in the hands of counties. The Committee might state several objections to the proposed policy; but, its inequality of application to the various circumstances of different counties present a sufficient reason, in the Committee's opinion, for not adopting the policy.

Pryor Lea, Chairman

To the Honorable President of the Senate:

The Committee on Public Lands, to whom was referred a bill to be entitled an act to repeal the first section of an act to suspend the location and sale of the public domain except in certain cases approved December 14th, 1863, have considered the same and a majority of the Committee instruct me to report to the Senate that the act which the bill before us seeks to repeal was passed for the benefit and protection of the soldiers in the Army who are now fighting our battles, and while at least three-fourths of our able-bodied men are thus deprived of an opportunity of selecting a home upon the public domain, to open it again to location and sale, to the speculator, would, in the opinion of the Committee, be a great injustice. Therefore, we deem it unwise and unjust to repeal the law, and report the bill before us back to the Senate and recommend that it be indefinitely postponed.

H. M. Kinsey

One of the Committee

The Committee on Engrossed Bills reported correctly engrossed a bill supplementary to an act to provide for the protection of the frontier and turning over the Frontier Regiment approved December 15, 1863.

Mr. Harcourt introduced a bill for the relief of Robert Robson. Read 1st time.

Mr. Hord introduced joint resolutions on the act of Congress suspending the privilege of the writ of habeas corpus. Read 1st and 2nd times and referred to Judiciary Committee.

A bill to reorganize the 17th Judicial District and to prescribe the time of holding courts therein. Read 2nd time and passed to 3rd reading. Rule suspended. Read 3rd time and passed.

A message was received from the House announcing the passage of the following bills:

A bill to provide for regulating the finances of the State

A bill to prevent slaves from exercising ownership over property.

A bill to supply the deficiency in the State Treasury.

Joint resolutions complimentary to Lieutenant General E. Kirby Smith read 2nd time and ordered to be engrossed Rule suspended. Read 3rd time and passed.

Mr. Lea moved to reconsider the vote which passed a bill to regulate the reception and disposition of certain funds therein described. Carried. The caption was then amended by striking out after the word "disposal" and inserting "Confederate notes and bonds now or hereafter in the Treasury exclusive of new issues" and bills passed.

Joint resolution relating to conduct of Army officers. Read 2nd time. Mr. Harcourt offered the following as a substitute for the 1st resolution. "That approving as we do the legislation of Congress tending to strengthen the effective force of the Army by requiring all clerks and employees who are able to perform active military duty to be placed in the ranks and their places supplied by crippled soldiers or persons unfit for active duty in the field and through various military orders have been issued to enforce the law of Congress upon the subject we find the orders are disregarded." Adopted.

Mr. Hartley moved to strike out that portion requiring a copy to be sent to our delegation in Congress. Lost.

Mr. White moved to strike out "events" and insert "proceedings." Carried.

Mr. Lea moved to amend by striking out the words "controlling the same" and the words "enforce the law as it is and." Carried. The resolutions were then ordered to be engrossed. Rule suspended. Read 3rd time and passed.

Mr. Selman introduced a bill to reattach Van Zandt County to the 9th Judicial District and to fix the time of holding District Courts therein. Read 1st and 2nd times and referred to Judiciary Committee.

Mr. Moore of Bastrop was excused from attendance upon the Senate until Wednesday morning next.

A bill to audit and pay certain expenses of militia officers in this state. Read 2nd time. Mr. Dickson moved to lay on table the further consideration of the whole subject. Carried by the following vote:

Yeas—Messrs. Beasley, Charlton, Davis, Dickson, Du-

rant, Ford, Guinn, Haskell, Jowers, Moore of Bastrop, Montague, Parsons, Peck, Selman, Weatherford, and Wootten—16.

Nays—Messrs. Cooley, Harcourt, Hartley, Hord, Jordan, Kinsey, Knox, Lea, Magoffin, Throckmorton, and White—11.

A bill appropriating money to pay the contingent expenses of this Extra Session of the 10th Legislature. Read 2nd time. Mr. Ford moved to insert "in Confederate money." Carried. The bill then passed to 3rd reading. Rule suspended. Read 3rd time and passed.

A House bill to provide for the liquidation of claims against the State when there is a deficiency of funds in the Treasury was read 1st time. Rule suspended. Read 2nd time. Mr. Throckmorton offered a substitute. Mr. Guinn moved to amend the substitute by striking out all of 3rd section after the words "new issue." On Mr. Dickson's motion the Senate resolved itself into Committee of the Whole, Mr. Jowers in the chair. After some time spent therein the Committee rose and reported the substitute recommending its adoption and asked to be discharged. The report was adopted and thereupon the bill and substitute were referred to Finance Committee with instructions to report on Monday morning next, also to frame a bill if in their judgment they had the power to originate such a measure in the Senate, providing for the issuance of the bonds contemplated by the subject matter referred.

Mr. Moore of Davis moved to reconsider a vote adopting the report of the Committee on State Affairs indefinitely postponing a bill to protect the rights of the people of Texas.

The Senate then adjourned until 8 o'clock A.M. Monday next.

Monday, May 23, 1864

8 o'clock A.M.

Senate met. Prayer by the Chaplain, roll called, quorum present. The Journal of Saturday was read and adopted.

Mr. Harcourt, Chairman of Judiciary Committee, made the following report:

The Judiciary Committee have duly considered the petition of Lydia Davis of Angelina County asking to be divorced by legislative enactment from her husband, Westly